

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

MASS ENGINEERED DESIGN, INC.,
and
JERRY MOSCOVITCH,

Plaintiffs,

Counter-defendants,

v.

ERGOTRON, INC., CDW CORPORATION,
TECH DATA CORPORATION,

Defendants,

and

DELL INC., DELL MARKETING L.P.

Defendants, and
Counterclaimants.

CASE NO.: 2-06CV-272 (LED)

JURY TRIAL DEMANDED

OBJECTIONS TO DEFENDANTS' EXHIBIT LIST

Presiding Judge:	Plaintiffs' Attorney(s):	Defendant's Attorneys:
LEONARD DAVIS	Max Tribble; Justin Nelson	M. Craig Tyler; Matt Reed
Trial/Hearing Dates(s):	Court Reporter:	Courtroom Deputy:
November 11, 2008	Shea Sloan	

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
1.	Patent No. 5,673,170	DEL 00386-91	A						
2.	Patent No. 5,076,524	DEL 041826-33	A						
3.	Patent No. Des. 340,235	DEL 041842-8	A						
4.	Dell Patent US 5,673,170 (Ribbon Copy)		A						
5.	Mass Patent (original) 5,687,939		A						
6.	Mass Patent (reissue) US Re. 36,978		A						
7.	Sample of Mass Representative Product (C2H-17)		A						
8.	Sample of E-Book / XGA		A						
9.	Tinker toys		B			Auth./Demonstrative			
10.	Memo re telescoping arms vs. orientation specific arms	M 00477-8	B						
11.	Discussion items from meeting re Project 298 Bloomberg LCD II design and engineering issues	M 00494-500	B			Comp.			
12.	Discussion items from meeting re Project 298 Bloomberg LCD II design and engineering issues; J. Moscovitch met with Bloomberg on 1/22/96	M 00508-9	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
13.	Facsimile dated 3/13/96 from Alex Chong to Ed Duffy re LCD2 discussing ball and socket joint	M 00960	A						
14.	Telefax transmitting drawing for ball joint	M 00993-5	B						
15.	Drawing – arm dated 2/28/96 from R. Coulson	M 1269	B						
16.	Fax transmitting drawings of LCDII product	M 01601-5	C						
17.	Fax form EDI to Bloomberg re: technical specifications of the LCD	M 01666	A						
18.	Facsimile dated 9/21/95 from Alex Cong to Ed Duffy re new dimensions for the 50W power supply	M 01800-3	C						
19.	Fax transmitting drawings to Waraksa	M 01866-76	A						
20.	Telefax attaching sketches showing proposed horizontal stationary arm and horizontal stationary arm cover	M 02085-8	B						
21.	Memo re meeting minutes from 6/8/95 meeting at the Bloomberg offices re Bloomberg project	M 02199-2200	B						
22.	Memo dated 8/25/95 from M. Obermeyer to J. Moscovitch and K. Proffitt re Patent Disclosure Adjustable Dual LCD Unit	M 02243-4	A						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
23.	Memo from J. Moscovitch to all EDI staff re the Bloomberg twin LCD for Job No. 298	M 02245-47	A						
24.	Notices from Mass to Dell re patent infringement	M 02914-23	A						
25.	Cover sheet re '978 and USPN '939 Indexed file histories, master copies	M 03001-- 3305	A			IDoc.			
26.	File label: Bloomberg -- BLP LCD II	M 04352-- 4370	A						
27.	Quote -- EDI document concerning quotation for Bloomberg LCD to twin display production tooling	M 04371-80	B						
28.	Letter and contract regarding installation of Bloomberg terminal at EDI	M 04486- 4491	B			HS, Rel., Auth.			
29.	Meeting notes	M 4764	B						
30.	Moscovitch notes	M 05662- 5668	B			Auth., HS			
31.	Moscovitch notes	M 05678- 5695	B			Auth., HS			
32.	Memo from EDI to Electrohome Ltd. re design development of LCD system for brokerage houses	M 06469	B						
33.	Memo from EDI to Electrohome Ltd. re design development of LCD system for brokerage houses	M 06474-5	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
34.	Report on LO2 v XGA	M07008 -- 7020	B						
35.	EDI fax transmittal cover sheet sent to Bloomberg	M 07027-29	B						
36.	Meeting notes	M 07118 -- 7122	B			HS, Auth.			
37.	Memo – Document labeled Electrohome Ltd. VGA program	M 07233-41	B						
38.	Cover sheet – Label for Project No. 94-276 Project Name: LCD Base; Client: electrohome	M 39999- M40020	C						
39.	Presentation – Mass Multiples Meeting, March 4, 2004	M 061359- 68	C			Comp, HS, Auth.			
40.	Report re Technical Rebuttal	M 109693- 797	B			Comp., HS			
41.	MASS Engineered Design Inc. Technical Personnel 1996	M 110683- 110718	A						
42.	Final Agreement dated 10/31/96 signed by both parties	M 110732- 65	A						
43.	Supplemental Tech information 93-95	M 110775-- 110805	B						
44.	Draft letter dated 5/31/95 to Ed Duffy from J. Moscovitch re Proposal for Development of New LCD2 Flat Panel Display	M 111880-- 891	B						
45.	Moscovitch notes	M 112846-- 860	B			HS, Auth.			
46.	Memo from Kevin Proffitt to Kathi Lumsden re Job #298 LCDII	M 112861	A			HS, Auth., 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
47.	Moscovitch notes	M 112862-- 878	B			HS, Auth.			
48.	Memo on iiPak and XGA	M 113854 -- 857	B			HS, Auth.			
49.	Response dated 4/28/95 to Susan Friedlander from J. Moscovitch re project ideas	M 113947	B			HS, Auth., 403			
50.	Meeting Notes – 12/1/94 meeting	M114033- 034	B						
51.	1996 Technical Reports	M115843-- 116107	C			HS, Auth., Comp.			
52.	Memo regarding August 2, 1995 meeting at Bloomberg	M 119356- 61	B						
53.	Memo regarding July 11, 1995 meeting at Bloomberg	M 119362- 364	B						
54.	Meeting minutes from meeting at Bloomberg June 8, 1995	M 119380	B						
55.	Meeting minutes from meeting at Bloomberg march 25, 20065	M 120370- 371	B						
56.	LOX Hinging Concepts	M 121296	B			Auth., HS			
57.	Schedule for delivering LOX bases to Electrohome (and to Bloomberg)	M 121302	B						
58.	Letter to Susan Friedlander	M 127748- 50	B						
59.	Draft handwritten letter to Susan Friedlander / Bloomberg	M 127751-5	C						
60.	Memo dated 1/25/96 to Jerry et al. from Alex re Bloomberg Update meeting 1/25/96	M 128230- 232	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
61.	Memo dated 3/25/96 from Rene Allen to Kevin et al. re Column Design Meeting	M 128252	B						
62.	Telescoping arm v. Orientation specific Arms memo	M 128351-352	C						
63.	Cease and desist letter re flat panel displays	M 128750-4	C						
64.	Meeting Notes	M 128788-91	B			Priv., 403, Auth., HS			
65.	Fax from Moscovitch to Duffy	M 129170--174	B						
66.	Email	M 129256	C			HS			
67.	Email	M 129263	C			HS			
68.	Handwritten notes from J. Moscovitch;	M 132345-50	B			HS, Auth.			
69.	Mass Multiples Investment Presentation -- March 12, 2002	M 134880-915	C						
70.	Proposal and strategy for All American	M 136484-7	C			HS, Auth.			
71.	Confidential Info Memorandum for investors	M 136565-80	C						
72.	Feb 26, 1999 -- E-mail from Karl Kilb to Tony Grewal re Bloomberg has terminated EDI Agreement	M 138942	B			HS			
73.	Email	M 138943	B			HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
74.	Fax from Tony Grewal to Michael Pace re two e-mailed letters and subsequent response from Susan Friedlander at Bloomberg	M 138944-49	B						
75.	Letter from Susan Friedlander to Jerry Moscovitch re Bloomberg terminating 10/15/96 Agreement	M 138950	B			HS, Auth.			
76.	Edits to J. Moscovitch letter to Bloomberg re dispute	M 138951-56	C			HS, Auth.			
77.	J. Moscovitch letter to Bloomberg	M 138957-60	C			HS, Auth.			
78.	Email re Multi screens	M 138961-2	C						
79.	R&D invoices	M 139055 -- 139391	C			Comp., HS, Auth.			
80.	Production meeting	M 140745-901	B			Comp., HS, Auth.			
81.	File on Waraksa	M 143932-144196	B			Comp., HS, Auth., 401, 403			
82.	QUBE Client Approval form filled out by EDI;	M 201487-96	B			HS, Auth., 403			
83.	Invocie reports – LOX System, XGA system	M208765 - 208800	B			Comp.			
84.	Letter re US Patent Application for Dual Display system from M. Waraksa to J. Moscovitch;	M 208652-3	B						
85.	Plaintiff's Responses to DMLP's First Set of Interrogatories		C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
86.	Re. 36, 978 & USPN 5, 687, 939 Indexed File Histories Master Copies 9999 - 00715	M03001 – 03218	B						
87.	File History for the Patent 5, 687, 939	M03221 – 03283	B						
88.	Letter to the Law Society of Upper Canada from Mr. Moscovitch 12/17/98	M04075 - 04079	A			IDoc., 403			
89.	Mass Engineered Design, Inc. SR&ED Claim for Fiscal Years 1993, 1994 and 1995 Technical Rebuttal Account #8131 5418 Volume 4	M107300 – 107343	C						
90.	Mass Engineered Design, Inc. Technical Rebuttal The LCD Display Project - Project Number 250/273/276	M107245 – 107246	B						
91.	Mass Engineered Design, Inc. R&D Report #250 Twin 10.4” LCD Display Unit	M107247 – 107299	B						
92.	Fax to Mr. Moscovitch from Mr. Roarty 10/12/94	M41939 – 41940	A			HS, Auth., 402, 403, Equitable			
93.	LCD Twin – Front Picture	M51573	B			HS, Auth., 403			
94.	Letter to Ms. Friedlander from Mr. Moscovitch 10/15/93	M05314 – 05315	B						
95.	Fax to Mrs. Friedlander from Mr. Anthony 9/10/93	M05404 – 05407	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
96.	Reference A. Patent Disclosure for LCD II	M04197 – 04370	B						
97.	Project No. 95-298. LCD II Client: Bloomberg, Binder #1	M02197 – 02230	B						
98.	Mass Engineered Design Inc. Sales by Item Summary	none	C						
99.	Dell Marketing L.P.'s Disclosure of Asserted Claims and Infringement Contentions	none	C						
100.	MassMultiples Brochure	M 065338-45	C						
101.	Mass Engineered Design Inc. Financial Statements	M 157010-15	C						
102.	Mass Engineered Design Inc. Financial Statements	M 44718-23	C						
103.	Mass Engineered Design Inc. Financial Statements	M 44724-36	C						
104.	Mass Engineered Design Inc. Financial Statements	M 44737-49	C						
105.	Mass Engineered Design Inc. Financial Statements	M 44750-62	C						
106.	Financial Statements of Mass Engineered Design Inc.	M 44763-73	C						
107.	Mass Engineered Design Inc. Financial Statements	M 44774-85	C						
108.	Mass Engineered Design Inc. Financial Statements	M 44786-97	C						
109.	Mass Engineered Design Inc. Financial Statements	M 44832-45	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
110.	Patent File History of US Patent No. 5,687,939	DEL 041849- 041929	B			IDoc.			
111.	MassMultiples Flat Panel Multi-Screen Systems Business Plan	M 45218- 303	B						
112.	Mass Engineered Design In. Sales by Item Summary – 6/07-4/08	none	C						
113.	Mass Engineered Design In. Sales by Detail Summary – 6/07-4/08	none	C						
114.	Mass Engineered Design In. Sales by Customer Summary – 5/31/07-4/30/08	none	C						
115.	Mass Engineered Design In. Sales by Customer Detail – 6/07-4/08	none	C						
116.	Mass Engineered Design In. Profit & Loss – 6/07-4/08	none	C						
117.	Mass Engineered Design In. Profit & Loss – 6/07-4/08	none	C						
118.	Mass Engineered Design In. Customer Contact List – 5/13/08	none	C						
119.	Mass Engineered Design In. Balance Sheet – 4/30/08	none	B						
120.	Mass Means Multiples Flat Panel Multi-Screen Display Systems Project Proposal to Richardson Electronics	M 206548- 68	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
121.	Mass Engineered Design Inc. Executive Summary	M 44876- 938	B						
122.	Mass Multiples "The future of user interface computing" presentation	M 46099- 134	B						
123.	Mass Multiples Business Plan – Fiscal Years 2006 – 2010	M 45014- 177	B						
124.	Mass Multiples Executive Overview – Five-Year Plan ~ FY2006 to FY2010	M 44537-46	C						
125.	E-mail from Jerry Moscovitch to Farah Artemia et al. re mass multiple monitors	M 38887-9	B						
126.	E-mail from Jerry Moscovitch to Jesus Franco re Mass Multiples Delivery	M 39259-60	C						
127.	Intellectual Property Agreement between Mass and Jerry Moscovitch re '978 Patent	M 44381-7	A						
128.	E-mail from Jerry Benson to Robbi Chikhani re CH219	M 061802-4	B			HS, Auth., 403			
129.	Multiple Viewing System C2 ^P Series brochure	none	C						
130.	Mass Multiples Multi Display System brochure	M 51588- 647	C						
131.	Mass Multiples C2 ^P brochure	M 058005	C						
132.	Mass Multiples C3 ^H [1-21] [2-17] brochure	M 51243-4	C						
133.	Mass Multiples C3 ^H [19] brochure	Not legible	C						

Def Ex No	Description	Bates No.	Cat	Marked	Offered	Objection	Admitted	Date	Witness
134.	Mass Multiples C2 ^{Nb} brochure	none	C						
135.	Mass Multiples Dual Head 2 Go Program	M 1989983-4	C						
136.	Mass Multiples Next Generation Multi Displays	none	C						
137.	Mass Multiples C2 ^P [21]	Not legible	C						
138.	Letter from William M. Reid to Jerry Moscovitch re Flat Panel Displays	BLP 00074-77	B			HS, Auth.			
139.	Letter from Jerry Moscovitch to b. Wichmann regarding Damian and proposed Shaheen/Mass Term Sheet	M 167864-5	C						
140.	US Patent No. 6,702,604 B1	none	C						
141.	Mass Engineered Design Inc. Sales by Item Summary	none	B						
142.									
143.	Key Milestones -- Development Section Programs	none	C			HS, Auth.			
144.	Bloomberg Monitor Parts List	M 05252-5	C			HS, Auth.			
145.	Parts Diagram	M 197680-90	C			HS, Auth.			
146.	Facsimile to Lou Wagner from Vladimir Zila re column-hinge-box assembly	M 05575-8	C						
147.	Purchase Order Update re flat panel tooling	BLP000105	B						
148.	Electrohome LCD Final Production	M 07187-8	C			HS, Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
149.	EDI Industries Ltd. Job Inquiry – 2/1/93 to 2/7/94	M 06439	C						
150.	Purchase Order Update re dual flat panel	BLP000107	B						
151.	Facsimile to Susan Friedlander from Lou Emerson re agenda for Tuesday May 31 st @ 10am	M 06951-3	C			HS, Auth.			
152.	Memo from Lou Emerson to Bloomberg Team re EDI/EH Mtg. of 6/3	M 07089-90	C			HS, Auth.			
153.	Facsimile from Jerry Moscovitch to Ray Elvers and Bob Oliver re supply of LO2 bases	M 07026-9	B						
154.	Bloomberg article by William Inman entitled Drips, Dividends and Disney Ears	none	C			HS, Auth., 403			
155.	Bloomberg article by William Inman entitled A Hard Fall May Help the Climb	E-040647-50	C			HS, Auth., 403			
156.	Bloomberg article by William Inman entitled Tractors, Tin and Good Timing	E-040651-4	C			HS, Auth., 403			
157.	Facsimile from Sean Roarty to Jerry Moscovitch re Copy of our “Shapes & Sizes”	none	B			HS, Auth., 402, 403			
158.	EDI flat panel display	M 208661	B						
159.	Facsimile from Lindsay Restagno to Jerry Moscovitch re Display Systems	M 04837-8	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
160.	Invoice Report from Jerry Moscovitch to Susan Friedlander re report for 9/94, #284 Base, Invoice #687		C						
161.	Electrohome Electronics purchase order re Base – buyer Ray Evers	none	C			HS, Auth.			
162.	EDI summary web page	M 199677-9	B						
163.	Diary and Work Record	M208730-732	B						
164.	Letter from Jerry Moscovitch to Susan Friedlander re business relationship	M 107243-4	B						
165.	E-mails from Jerry Moscovitch and Albert Behr re proposal	M 164486-8	C						
166.	Memo from Queen's University Field Project Team to Ian Hall re Market Research Survey	M 207915-9	C			HS, Auth.			
167.	Presentation titled Mass Strategic Plan for leveraging Dell	M 163233-9	B						
168.	Mass Multiples Flat Panel Multi-Screen Systems Business Plan	M 45218-73	C						
169.	Mass Inc. Confidential Information Memorandum	M 46183-98	C						
170.	Mass Multiples Strategic Business Summary	M 177960-9	B						
171.	E-mails from Jerry Moscovitch and Candy-Murphy re feedback	M 191495-8	B			HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
172.	E-mail from richardqube to Allan Tameshtit re Analyst let.rev.#6	M 187744-5	B			HS			
173.	E-mails from Sean Kelly and Han Park re Mass Investment Summary	M 174925-7	C						
174.	E-mail from Jerry Benson to Clarkm re Mass and All American	M 176935-7	C						
175.	Letter from George D. Moustakas to Harry C. Sweere re Infringement of United States Patent RE 36,978	HAR00061	C						
176.	Letter from Michael F. Bristow to George D. Moustakas re letter of May 25, 2001	HAR00041	C						
177.	Letter from Jerry Moscovitch to Jesus Franco re business relationship	M 39382	C						
178.	Mass Multiples Order Backlog	M 101954-96	B			403			
179.	Mass Sampo Status and various e-mails re GE payments, Mass supply and previous debt, escrow and supply from Sampo, and escrow and supply to Mass	M 03637-52	B			HS, Comp.			
180.	Mass Multiples Order Backlog	M 44474	B			403, IDoc.			
181.	E-mail from Jesus Franco to Alecl re Mass lead times	M 39240	C			HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
182.	E-mail from Michael Beirne to Jerry Moscovitch re sales update	M 159092-5	B						
183.	Printed from ACCPAC Data, produced at M201130-32; file NEWED\GL01_02; Detail Listing		C			IDoc.			
184.	Printed from ACCPAC Data, produced at M201130-32; file NEWED\GL01_02; Accounts Receivable		C			IDoc.			
185.	Distributor Price List, Mass Multiples Flat Panel Displays	M 079385	B						
186.	Price List, Mass Multiples Flat Panel Displays	M 46494	B						
187.	US Price List, Mass Multiples Flat Panel Displays	M 46450	B						
188.	US Dealer Price List, Mass Multiples Flat Panel Displays	M 46486-87	B						
189.	Mass Multi-Screen Display Systems Product Price List	M 073028-36	B						
190.	Mass Multi-Screen Display Systems Costs - 15", 17" & 19"	M 079358	B						
191.	Mass Multi-Screen Display Systems Distributor Price List- 15", 17" & 19"	M 46441	B						
192.	Mass Multi-Screen Display Systems, List Prices- North America - 17" & 19"	M 46434	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
193.	Cost information re 15" Sharp LCD/Analog Interface & 18.1" IBM LCD/Analog Interface	M 39780-81	C						
194.	Cost information re 15" LG-Phillips LCD/Analog Interface	M 39769	C						
195.	Mass Multiples Flat Panel Displays, Distributor Price List (Price effective 11/4/02)	M 123286-90	C						
196.	Cost information re 18.1" LG-Phillips LCD/Analog Interface	M 39770	C						
197.	Cost information re 15" LCD/Analog Interface & 18.1" LCD/Analog Interface	M 39777-78	C						
198.	Cost information re 19" Samsung LCD/Digital Interface	M 39783	C						
199.	Cost information re: 15" Samsung LCD/Digital Interface	M 39786	C						
200.	Cost information re 17" Samsung LCD/Digital Interface	M 39784	C						
201.	Cost information re 17" Samsung LCD/Digital Interface	M 39787	C						
202.	Cost information re 19" Samsung LCD/Digital Interface	M 39788	C						
203.	Cost information re 19" Samsung LCD/Digital Interface	M 39767	C						
204.	Cost information re 17" Samsung LCD/Digital Interface	M 39766	C						
205.	Cost & margin information re Analog Monitors	M 39772-74	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
206.	DeskStand 100 Series (DS100) (printed from Ergotron website)	M 214592-600	C						
207.	Product Dimensions for DS100 Series	M 214433-38	C						
208.	Target Distribution Channels -- Target Information Technologies Distributors	M 45114-34	C						
209.	E-mail from J. Benson to J. Moscovitch re financing for purchase of monitors	M 176706-16	B						
210.									
211.	E-mail from J. Moscovitch to Mike Campagna & Vlad Gleyzer at Peerless re parts for Mass Structures (arms)	M 214828-31	C						
212.	P.O. from Peerless to Mass for Dual Screen Structures	M 214796	C						
213.	E-mails between Mass and Peerless re monthly projections	M 214647-74	C						
214.	Structure Analysis -- Duals	M 214895	C						
215.	Flow chart re orders and payments between Mass, Export Development Corp. and Stampede	M 132419-25	C						
216.	Invoices to Williams Communication	M 33790-877	C						
217.	Fax from I-Trade Finance to A. McMullen confirming outstanding bills	M 124299-300	C			HS, Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
218.	Fax from Jennifer Ford at Mass to GE Capital Corp. attaching doc re "Accelerated Payment Program for Dell Computer"	M 133696-705	C						
219.	E-mail from J. Benson to Alok at Allstream attaching Mass' Strategic Partnership Model	M 179759	B			IDoc., HS, Auth., 403			
220.	E-mail from J. Moscovitch to Alok at Allstream introducing Mass and making statements re patents held by the company	M 179759-61	B			HS, Auth., 403			
221.	US Patent File History for RE36, 978	DEL 041849-042032	C						
222.	Invoice Report from J. Moscovitch to Susan Friedlander re XGA Development	M 206769	C						
223.	E-mail from J. Moscovitch to Paul Goldberg at All American re suggestions for how Mass and All American can work together in the future	M 165311	C						
224.	Letter from Mass complaining about Mirek Waraksa's handling of patent prosecution	M 144106-08	B						
225.	Fax from Mark Elchuk to J. Moscovich attaching letter re Mirek Waraksa	M 04080-84	B						
226.	Various Invoices from Mirek Waraksa to Mass and list of all invoices		B			403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
227.	Letter from Mirek Waraksa to Laura Young responding to July 4, 2003 letter	M 143958-59	B						
228.	Letter from M. Waraksa to L. Young re J. Moscovitch et al. (redacted)	M143958-9	B			IDoc.			
229.	Letter from L. Young to M. Waraksa re Professional Negligence Action	M144032-3	B						
230.	U.S. Patent 5,590,021 File History	DEL 111564-691	C						
231.	U.S. Patent 5,594,620 File History	DEL 111481-563	C						
232.	U.S. Patent 5,673,170 File History	DEL 111404-80	C						
233.	"Secondary Display System Having a Plurality of Clamping Devices For Mounting on a Computer Monitor" in Official Gazette Vol. 1194 Number 2		C			401, 403, HS			
234.	1302.09 Notations on File Wrapper [R-2] to 1302.12 Listing of References in the Manual of Patent Examining Procedure, 6 th Edition		C			401, 403, HS			
235.	"Secondary Display System for Computer" in the Official Gazette Vol. 1202 Number 5		C			401, 403, HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
236.	1302.08 Interference Search and 1302.09 Notations on File Wrapper [R-3] in the Manual of Patent Examining Procedure, 6 th Edition		C			401, 403, HS			
237.	1302.10 Notations on Drawings and on Classification (Issue) Slip to 1302.12 Listing of References in the Manual of Patent Examining Procedure, 6 th Edition		C			401, 403, HS			
238.	E-mail from Mike Campagna to Jerry Moscovitch re Mass Multiples Structures with Peerless	M 214794-76	C						
239.	E-mail from Ray Wilk to Allan Tameshtit re Peerless Pricing	M 214853-54	C						
240.	E-mail from Allan Tameshtit to Jerry Moscovitch re questions for Peerless	M 214827	C						
241.	Letter of Acknowledgment and Agreement between Mass Engineered and Allan Tameshtit	M 215670-74	C			401, 403			
242.	E-mail from B.I. Berkoff to Jerry Moscovitch re missing HP Notebook	M171791-92	C			401, 403, HS			
243.	E-mail from Allan Tameshtit to JBenson@massedi.com re Draft Message for Candy Murphy	M 196814-15	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
244.	E-mail from Jerry Moscovitch to Ray Wilk cc Allan Tameshtit re Marketing Plan	M 189334-36	C			HS			
245.	E-mail from Ray Wilk to Allan Tameshtit and Jerry Moscovitch re Multipanel Arms from Hong Kong	M 196920	C			IDoc.			
246.	E-mail from Jerry Benson to Allan Tameshtit	M 065370-71	C			Priv., HS			
247.	E-mail from Ray Wilk to Allan Tameshtit re Competitive Arm Manufacturers	M 052339-42	C			401, 403			
248.	Second Amended Notice of Deposition of Bloomberg, L.P.		C						
249.	Photographs		B						
250.	Diagrams re LCD Monitor Assembly	M05686-M05687	A						
251.	Purchase Order re Flat Panel Development and Flat Panel Cancellation	BLP000106	B						
252.	Fax from S. Friedlander to L. Emerson attaching Chancellor Capital Management, Inc. Trading Desk Specifications and Drawings	M06959-M06974	B			HS, Auth., 403			
253.									
254.	Notes of S. West with pictures of flat panels and notes re problems	M06954-8	A			HS, Auth., 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
255.	Fax cover sheet from J. Moscovitch to Andrew Jones / Alias Research re request for SGI monitor and a 6/3/94 memo from L. Emerson to "Bloomberg Team" re EDI / EH Mtg.	M07087-90	B			HS, Auth., 403			
256.	"Drips, Dividends and Disney Ears" by William Inman in Bloomberg Vol. 3, No. 5		B			HS, Auth., 403			
257.	Advertisement re "The Bloomberg Flat Panel" in Bloomberg Financial Markets Commodities News		B			HS, Auth., 403			
258.	Fax from J. Moscovitch to L. Restagno attaching another fax cover sheet and letter re XGA LCD Delivery Schedule and a key actions list	M113846-53	B						
259.	Purchase Order Update re Flat Panel purchases		B			HS, 403			
260.	Customer list and Equipment Displays re Dual Flat Panels 10.4" LCD-XG	BLP000108-27	B			HS, 403			
261.	US Patent 36,978		A						
262.	"Ambitious upstart builds his own financial empire" by D. Conn in The Sun		C						
263.	"That Other TV News Guy" by Peter Brown (Triple D Publishing, Inc.)		C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
264.	"Bloomberg Invoice Summary For All Jobs" by J. Moscovitch (EDI)	M111591-600	C						
265.	Message from S. Roarty re XGA Flat Panels Update	M113959	B						
266.	Project Review Meeting Minutes	M113991-3	B						
267.	Facsimile from Patrick Anthony to Jerry Moscovitch regarding critical issues list that EDI impact for the Bloomberg Visit 10/6	M05393-4	B						
268.	E-mail from Susan Friedlander to Rick, Ed, and Bill regarding multi screens response to Massedi	BLP 00090	B						
269.	Letter from Thomas V. Heyman to William M. Reid regarding Bloomberg/EDI Industries Ltd. Contract Dispute	M144402-06	B						
270.	Check Invoice from Bloomberg to Engineered Design In. for \$719,348.58	M107154	B						
271.	Facsimile from Susan Friedlander to Jerry EDI regarding inventory of key components purchased by ElectroHome for the XGA Panel with closing letter from Chuck Kreutzweiser	M42710-12	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
272.	Invoice from EDI to Bloomberg showing \$13,463.75 paid on 1/17/95	M04698	B						
273.	E-mail from Susan Friedlander regarding EDI sourcing parts	M113976	B						
274.	Facsimile from NUART to Vida Geranmayeh regarding slides sent to NUART	M41452-55	B						
275.	Facsimile from Sean Roarty to Jerry Moscovitch regarding ElectroHome XGA Assembly & Test Procedures	M119132-49	B			HS, Auth.			
276.	E-mail from Jerry Moscovitch to Susan Friedlander regarding supply of twin 10.4" LCD for the financial industry	M111169-73	B						
277.	EDI, Precision Phototypes Ltd., Topographics, and TravelSource Network invoices	M111130-37	B						
278.	Announcement regarding ElectroHome delay in Bloomberg program	M113942-3	B						
279.	Various e-mails from Amit Mathradas and Eric Stageman regarding mass multiple monitors	DEL 003241-3	B						
280.	Samsung Height Adjustable Stand Patent License	DEL 003309-11	A			HS			
281.	Settlement Agreement and Release	DEL 120939-48	B			HS, 401, 403, 408			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
282.	Subpoena re Chips Solutions, Inc.	N/A	B			401			
283.	E-mail from Barbara Gouze to Ray Wilk, Omar Reyes, Mark Crossan and J. Benson regarding do not ship/cancellation of Purchase Order #41289 due to long delivery times	C011	B			HS			
284.	Copy of Purchase Order #41289 Cancellation	C014	B			HS, Auth.			
285.	Purchase Order #39165	C012 -13	B			HS, Auth.			
286.	E-mail from Barbara Gouze to Ray Wilk requesting status on tri screens	C09-010	B			HS, Auth.			
287.	E-mail from Barbara Gouze to R. Wilk	C04-07	B			HS, Auth.			
288.	E-mail from Barbara Gouze to J. Benson cc Omar Reyes, and Ken Lipper questioning delay and possible other alternative due to delay	C03	B			HS, Auth.			
289.	E-mail from Barbara Gouze to Ray Wilk regarding Mass Multiple quote	M 065093-95	B			HS, Auth.			
290.	Study of 36,978 for possible infringement by the Ergotron DS100 Series Desk Stand	Not listed	C						
291.	Study of 36,978 for possible infringement by the Ergotron LX Dual Display Desk Stand	Not listed	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
292.	Patent Number 36,978	Not listed	A						
293.	Photographs	M214431- 61	B						
294.	Exhibits To Expert Report of J.E. Akin	Not listed	C						
295.	List of Bloomberg E-Books Manufactured and Received at Bloomberg	BLP000108	B			IDoc., 401, 403, HS, Auth.			
296.	Study of Re. 36,978 For Possible Infringement By The Chief KTP 220 Dual Monitor Desk Stand 183	Not listed	C						
297.	Figure 2 With Writings By Witness	Not listed	C			HS, Auth., 401, 403			
298.	Figures 1, 2 and 4 With Writings By Witness	Not listed	C			IDoc., HS, 401, 403			
299.	Figures 14, 15 and 16 With Writings By Witness	Not listed	C			IDoc., HS, 401, 403			
300.	Figure 18 With Writings By Witness	Not listed	C			IDoc., HS, 401, 403			
301.	Figure 19 With Writings By Witness	Not listed	C			IDoc., HS, 401, 403			
302.	U.S. Patent 7,380,760 B2	Not listed	C			401, 403			
303.	U.S. Patent 7,028,961 B1	Not listed	C			401, 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
304.	Figure 9 With Writings By Witness	Not listed	C			IDoc., HS, 401, 403			
305.	Figure 9 With Writings By Witness	Not listed	C			IDoc., HS, 401, 403			
306.	Figures 5, 6 and 7 With Writings By Witness	Not listed	C			IDoc., HS, 401, 403			
307.	Figure 20 With Writings By Witness	Not listed	C			IDoc., HS, 401, 403			
308.	Ergotron, Inc. Sales of Additional Accused Model Numbers and Listing of Invoices	M215040-571	C						
309.	Rebuttal Report to Expert Report of Dr. Aris K. Silzars Dated July 2, 2008	Not listed	B						
310.	Photograph	Not listed	B						
311.	Photograph	Not listed	B						
312.	Photograph With Writings By Witness	Not listed	B			IDoc., HS, 401, 403, Auth.			
313.	Photograph With Writings By Witness	Not listed	B			IDoc., HS, 401, 403, Auth.			
314.	Photograph With Writings By Witness	Not listed	B			IDoc., HS, 401, 403, Auth.			
315.	Photograph With Writings By Witness	Not listed	B			IDoc., HS, 401, 403, Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
316.	Photograph With Writings By Witness	Not listed	B			IDoc., HS, 401, 403, Auth.			
317.	Excerpt From "Advanced Mechanism Design: Analysis and Synthesis" Volume 2, Section 1.3 "The Four-Bar Linkage"	Not listed	C			IDoc., HS, 401, 403, Auth.			
318.	Excerpt From "Advanced Mechanism Design: Analysis and Synthesis" Volume 2, Section 1.6 "Six-Bar Chains"	Not listed	C			IDoc., HS, 401, 403, Auth.			
319.	Excerpt From "Advanced Mechanism Design: Analysis and Synthesis" Volume 2, Chapter 6 "Degrees of Freedom"	Not listed	C			IDoc., HS, 401, 403, Auth.			
320.	Photograph		B			IDoc., HS, 401, 403, Auth.			
321.	Photograph		B			IDoc., HS, 401, 403, Auth.			
322.	Photograph		B			IDoc., HS, 401, 403, Auth.			
323.	Photograph		B			IDoc., HS, 401, 403, Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
324.	Photograph		B			IDoc., HS, 401, 403, Auth.			
325.	U.S. Patent Des. 340,235		B						
326.	U.S. Patent 5,222,780		B						
327.	U.S. Patent 5,076,524		B						
328.	U.S. Patent 5,195,709		B						
329.	Drawing		B			IDoc., HS, 401, 403, Auth.			
330.	Drawing		B			IDoc., HS, 401, 403, Auth.			
331.	Sedwick letter to Stageman regarding interest in developing vendor relationship	M51025	A			HS, Auth.			
332.	Stageman e-mail to Wilk regarding customer return	M199344	A			401, 403, HS			
333.	Stageman e-mail regarding Citigroup Flat Panel Monitors Standards, RFP	M188027- 28	A			HS, 401, 403			
334.	Flat Panel Monitor request for proposal	M206782- 801	B			HS, Auth., 401, 403			
335.	U.S. Patent 36,978	M03196- 211	A						
336.	Schwartz e-mail string regarding Mass Multiple Monitors	M02916 - 18	B						
337.	Moscovitch e-mail to Farah regarding Mass Mass Multiple	M38892-93	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
338.	Stageman e-mail to Moscovitch regarding Patent Search	M02930	B			401, 403			
339.	E-mail from Jon Oliver to Ray Wilk re Multiple CPU Support	M 056962-63	C			HS, 401, 403			
340.	E-mail from Ray Wilk to John McCall re i-Power	M 100059-60	C			HS, 401, 403			
341.	E-mail from Patrick Walsh to Ray Wilk	M 106667-69	C			HS, 401, 403			
342.	E-mail from Ray Wilk to Ryan Okrant	M 098270	C			HS, 401, 403			
343.	E-mail from Tecco HK to Jerry Moscovitch cc Ray Wilk re Production of Mass Parts 01/20/06	M 094548-49	C			HS, 401, 403			
344.	E-mail from Tecco HK to Jerry Moscovitch cc Ray Wilk	M 160529-30	C			HS, 401, 403			
345.	E-mail from Samson Wong to Briant@massedi.com , Jerry Moscovitch and Ray Wilk re Confirming Price and Lead Time on a pending Quick Release Order	M 196107	C						
346.	E-mail to Ray Wilk	M 061279	C						
347.	E-mail to J.B. From Ray Wilk re Newtek	M 102538	C						
348.	E-mail to Jerry Moscovitch From Ray Wilk re Salesforce	M 080135	C						
349.	E-mail from Jerry Moscovitch to 'dickinl' re Mass Thin Bezel	M 185785-6	C			HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
350.	E-mail from R. Wilk to Dana_Browns@Dell.com re Confirming ETA on order #6980699792335401	M 098309-10	C			HS			
351.	E-mail from Barbara Gouze to Ray Wilk re Purchase Order 41289	M 065064	C			HS			
352.	E-mail from Maria Sofia to Ray Wilk and 'Jeanetteb@massedi.com' re Need Your Help **timely**	M 059466	C			HS			
353.	E-mail from Ray Wilk to 'meneghek@icg.com' re CH219	M 087352-35	B			HS			
354.	Mass Multiples Order Backlog	Not listed	B						
355.	Mass Multiples Order	M 124155-6	B						
356.	Mass Multiples Order	M 124200	B						
357.	Mass Multiples Order Backlog	M 099015-17	B						
358.	Mass Multiples Order Backlog	M 03634	B						
359.	Mass Multiples Order Backlog	M 076849-51	C						
360.	Mass Multiples Order Backlog	M 074949-51	C						
361.	Mass Multiples Order Backlog	M 46881	C						
362.	Mass Multiples Order Backlog	M 060168-70	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
363.	Mass Multiples Order Backlog	M 47732	C						
364.	Mass Multiples Order Backlog	M 206810	C						
365.	E-mail from Rich Frankenheimer to Ray Wilk re MassMultiples	M 106209	C			HS			
366.	E-mail from Ray Wilk to Valerie Scruggs re Mass/Caremark	M 098425	C						
367.	E-mail from Jerry Moscovitch to 'meic@massedi.com' re Business Plan with attached: Mass Engineered Design, Inc. Executive Summary September 2003	M 135080-140	B			HS			
368.	E-mail from William Lu to Steven Tsai and Ray Wilk re Mass 18" Monitors	M 095826-28	C						
369.	E-mail from Ray Wilk to Jerry Moscovitch re Polycom Inventory at Mass	M 098819-21	C			HS			
370.	E-mail from Service to Dan McNeil cc gint.karasiejus@techdata.ca ; john.pavilonis@techdata.com ; tijo.jacob@techdata.com re Tech Data PO Delivery	M 083827	C			HS			
371.	E-mail from Rich Frankenheimer to Ray Wilk re New orders please	M 106498-500	C			HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
372.	E-mail from Ayal E. Cohen to jbenson@massedi.com cc jerry@massedi.com re Mass Pricing	M 102243-44	B			HS			
373.	E-mail from Ray Wilk to Nick Turner re Replacing C-15s	M 084993-96	B			HS			
374.	E-mail from hanh@ultratech-labs.com to Ray Wilk re Analog C-17 Monitor Certification	M 069366-67	B			HS			
375.	E-mail from Ray Wilk to Jerry Moscovitch re Mass – 051125 – IV for 5, 000 pcs of Buttom Pads PO#3525 USD 4,550.0	M 088689-97	C			HS			
376.	E-mail from Ray Wilk to info@massedi.com re Are you open for business?	M 080286	B			HS			
377.	E-mail from Ray Wilk to Barry Liu re Mass Product Cost	M 087655-56	C						
378.	Preliminary Expert Report of Walter Bratic	Not listed	C						
379.	Preliminary Expert Report of Walter Bratic	Not listed	C						
380.	Preliminary Expert Report of Walter Bratic with respect to Defendant CSAV, Inc.	Not listed	C						
381.	Supplement Expert Report of Walter Bratic	Not listed	C						
382.	Ergotron DS 100 Series Space-Saving Desk Stands for Dell Product Sheet	E-039920.009 011-12	C			HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
383.	Ergotron Desk Stands 100 Series (DS100) Product Sheet	E-001693-94	C			HS			
384.	CBOT Flyer	M03396-03403	C						
385.	Mass Multiples Demo log sheet	M 103347-099724	C						
386.	E-mail from Eric Stageman to Ray Wilk, Mohamed Alley re Demo for Spring Analyst Meeting	M34028-31	C						
387.	Mass EDI invoice	M34027	C						
388.	Mass EDI Invoice	M34225-26	C						
389.	Transmittal of commercial invoice from Mass EDI	M17860	C						
390.	Transmittal of packing slip from Mass EDI	M34034	C						
391.	E-mail from Eric Stageman to Jerry Moscovitch re Core Day	M34067-68	C						
392.	E-mails	M134805-06	C						
393.	E-mail from A. Mathradas to P. Weldon re prices	M166982	C						
394.	Document	M163144	C						
395.	E-mail from Ray Wilk to Paul Weldon re "Need this order out for a customer show on Tuesday"	M134818-19	C						
396.	Mass Multiples PowerPoint slides	M48089-120	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
397.	E-mail from Chief Manufacturing to A. Mathradas re New Technology from Chief	DEL 044503-04	C						
398.	U.S. District Court Subpoena re Liberty Mutual Group, Inc.	Not listed	B			401, 403			
399.	Twenty (20) Ohio Casualty Group purchase orders	LM000063-000115	B						
400.	Ohio Casualty purchase order	LM000019	B						
401.	Ohio Casualty purchase order	LM000058	B						
402.	Two packing slips and two warning slips	LM000059-62	B						
403.	Tech Depot invoice	LM000091	B						
404.	Ohio Casualty purchase order	LM000025-26	B						
405.	Photograph of Mass Multiple double display stand	Not listed	B			Auth., HS, 401, 403, 701			
406.	Photograph of triple panel monitor	Not listed	B			Auth., HS, 401, 403, 701			
407.	Employment agreement of Richard Coulson	M215571a-215595	A						
408.	Photograph of prototype	Not listed	B						
409.	Photograph of prototype	Not listed	B						
410.	Photograph of prototype	Not listed	B						
411.	Photograph of prototype	Not listed	B						
412.	Mass Engineered Design Technical Personnel 1996 document	Not listed	A						
413.									

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
414.	Memo from Jerry Moscovitch to EDI staff	M04197-04369	B						
415.	Memorandum from Richard Coulson to Kevin Proffitt	Not listed	B						
416.	Document re production meeting	Not listed	B						
417.	Document re production meeting	Not listed	B						
418.									
419.	Facsimile from Richard Coulson	Not listed	B						
420.	Facsimile from Richard Coulson	M02145-47	B						
421.	Facsimile from Richard Coulson with attached drawing entitled "Telescoping Arm Cover"	M02148-49	B						
422.	Facsimile from Richard Coulson	M02128-30	B						
423.	Memo from Joseph Arthurs to Richard Coulson	Not listed	B						
424.	Facsimile of drawings from Richard Coulson	Not listed	B						
425.	E-mail from Rene Allen to Richard Coulson et al	Not listed	B						
426.	U.S. Patent RE 36978	Not listed	A						
427.	U.S. Patent 5589288	Not listed	A						
428.	Document entitled " BLP LCD II"	illegible	A						
429.	Journal of Richard Coulson	Not listed	B						
430.	Expert Report of Brett L. Reed on Damages for Infringement of U.S. Patent No. 5,673,170 (and tabs 1-12)								
431.	Dell Inc. Form 10-K for FYE 2/1/08		C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
432.	D3 Report	DEL-XLS 2647	C						
433.	D3 Report	DEL-XLS 2648	C						
434.	D3 Report	DEL-XLS 2649	C						
435.	D3 Report	DEL-XLS 2650	C						
436.	D3 Report	DEL-XLS 2651	C						
437.	D3 Report	DEL-XLS 2652	C						
438.	D3 Report	DEL 124597	C						
439.	D3 Report	DEL-XLS 2653	C						
440.	D3 Report	DEL-XLS 2654	C						
441.	2007 Year End Summary and 2008 Plan	E-044772-89	C			HS			
442.	Mass Marketing document – “The Opportunity to Invest in a High Growth Market” (M45001)	M 44999- 5001	C						
443.	E-mail from J. Benson to J. Moscovitch attaching initial business proposal for Office Depot/Tech Depot (M46010)	M 46010-12	C						
444.	Mass Prototyping and Sidlin Realty ACCPAC Reports	M 211356- 214405	C						
445.	Patent License Agreement between Ergotron and Richard Ditzik (Mohwinkel Ex. 12)	E-034883-88	B			401, 403, HS, 408			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
446.	License Agreement between Mass Engineered, J. Moscovitch and Doublesight	M 197570-87	C						
447.	Eizo Nanao Technologies Term Sheet	M 163788-90	C						
448.	Term Sheet between Mass Engineered, J. Moscovitch and Bretford (all and M211353)	M 211351-55	C						
449.	"Flat Panel Multiscreen Display Systems" (M124118)	M 124110-22	C						
450.	MASSEDI Quickbooks	M 157132	C			IDoc.			
451.	2008 Mass Quickbooks	M 214897	C			IDoc.			
452.	Mass Multiples Investment Presentation	M 211076-111	C						
453.	Viewsonic Corporation Form 10-K for FYE 12/31/04		C			401, 403, Auth., HS			
454.	Viewsonic Corporation Form 10-K for FYE 12/31/06		C			401, 403, Auth., HS			
455.	Ergotron Inc., Summary by Product, December 2000 thru October 4, 2007 (E-034864)	E-034855-64	C			HS			
456.	"DS100 Redesign Project – Engineering Costs"	E-059828-30	C			HS			
457.	Mass Multiples – Strategic Business Summary (M45730; M45733)	M 45725-34	C						
458.	E-mail from J. Benson to J. Moscovitch attaching Business Activity Report and Action Plan from 11/26/05	M 46039-45	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
459.	"Channel Development Update"	M 48602-04	C						
460.	Financial Statements of EDI Industries, Ltd. (M44802)	M 44798-806	C						
461.	EDI Industries, Ltd. Financial Statements (Unaudited) (M44824; M44831)	M 44819-31	C						
462.	EDI Industries, Ltd. Financial Statements (Unaudited)	M 44807-818	C						
463.	Mass Multiples – Strategic Channel Partners	M 48668-75	C						
464.	Dell Cypher AIO Stand Supply Agreement with Ergotron (unsigned)	DEL 023307-12	C			HS			
465.	Ergotron, Inc. – Sales Forecast and Sales Before and After Redesign (E-059861)	E-059860-65	A			HS, Auth.			
466.	Ergotron, Inc. – Sales of Redesigned Part Numbers Through June 27, 2008, Shipped from Ergotron US to Locations in the US	E-059831-59	B			HS, Auth.			
467.	Brochure from website: "Mass Multiples: The Premium in Multi-Display Solutions"	REED 2693 – 2700	C			401, 403, HS, Auth.			
468.	Collection of documents from http://www.massmultiples.com/products (C17 and C19)	REED 2701 – 2714	C			401, 403, HS, Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
469.	Documents from http://reviews.cnet.com/lcd-monitors/doublesight (DS 1500 & DS 1900)	REED 2715 – 2735	C			401, 403, HS, Auth.			
470.	Document from http://www.pcmag.com re DoubleSight DS-1500	REED 2736	C			401, 403, HS, Auth.			
471.	Document from http://www.engadget.com/2004/04/12/review-of-the-doublesight-ds-1500/	REED 2737	C			401, 403, HS, Auth.			
472.	Document from http://tomshardward.com/reviews/doublesight-ds1700-pc-double-vision	REED 2738 – 2749	C			401, 403, HS, Auth.			
473.	Document from http://www.publicspace.net/blog/default/2006/11/30/ergotrong-lx-triple-display-lift-stand-review	REED 2750 – 2760	C			401, 403, HS, Auth.			
474.	Document from http://peripherals.about.com/od/displaysmonitors/gr/doublesightds19.htm	REED 2761 - 2762	C			401, 403, HS, Auth.			
475.	Document from http://www.motherboards.org/reviews/hardware.1574_1.html	REED 2763 – 2772	C			401, 403, HS, Auth.			
476.	Document from http://www.doublesight.com/inthenews/cetipsds1500review.asp	REED 2773	C			401, 403, HS, Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
477.	Collection of documents from http://reviews.dell.com/2341	REED 2774 - 2779	C			401, 403, HS, Auth.			
478.	Collection of documents from http://www.ergotron.com/Products	REED 2811 - 2825	C			401, 403, HS, Auth.			
479.	Product Sheet: "Ergotron DS 100 Series"	REED 2826 - 2827	C			401, 403, HS, Auth.			
480.	Product Sheet: "Ergotron LX"	REED 2828 - 2829	C			401, 403, HS, Auth.			
481.	Product Sheet: "Ergotron: Neo-Flex Lift Stands"	REED 2830 - 2831	C			401, 403, HS, Auth.			
482.	Document from http://www.chiefmfg.com/search_results.aspx?CategoryID=38	REED 2874 - 2876	C			401, 403, HS, Auth.			
483.	Pages from Chief Catalog	REED 2877 - 2881	C			401, 403, HS, Auth.			
484.	Collection of documents from http://www.chiefmfg.com/productdetail.aspx?MountID	REED 2882 - 2893	C			401, 403, HS, Auth.			
485.	Document from http://9xmedia.com/products/displays/index.php	REED 2918 - 2920	C			HS, Auth., 401, 403			
486.	Collection of documents from http://www.9xmedia.com/products/x-top/	REED 2921 - 2948	C			HS, Auth., 401, 403			
487.	Collection of documents from http://www.amazon.com	REED 2949 - 2978	C			HS, Auth., 401, 403			
488.	Berger, Ivan, "The Virtues of a Second Screen", The New York Times	REED 2979 - 2981	C			HS, Auth., 401, 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
489.	Weiss, Todd, "Could a 30-in. monitor help you do your job faster?", http://www.macworld.com/article/53344/2006/10/30inch.html	REED 2982 - 2983	C			HS, Auth., 401, 403			
490.	"Excerpts from Multi-Display Market Study by Jon Peddie Associates", courtesy of 9X Media	REED 2984 - 2988	C			HS, Auth., 401, 403			
491.	Bracken, Linda and Joe Whitney, "Multi-screen trading", www.activetradingmag.com	REED 2989 - 2991	C			HS, Auth., 401, 403			
492.	Rebuttal Expert Report of Brett L. Reed on Damages for Infringement of U.S. Patent No. RE36,978 (and tabs 2, 7-8, 13-35 thereto)								
493.	Supplemental Rebuttal Expert Report of Brett L. Reed on Damages for Infringement of U.S. Patent No. RE36,978 (and tabs 2, 3, S15, 18, S21, 36, 37 thereto)								
494.	E-mail from Iliana Hutchison to Sales@massedi requesting replacement AC-Adapter	M 080333-35	C			401, 403, HS			
495.	E-mail from Paul Watson to Sales@massedi requesting quote for AC-Adapter	M 080396-97	C			401, 403, HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
496.	E-mail from Jesse Winder to info@massedi requesting information on obtaining a power supply	M 081670	C			401, 403, HS			
497.	E-mail from Hayna Garcia to sales@massedi re need for power adapter	M 080368-69	C			401, 403, HS			
498.	"Bloomberg Expected to Buy Merrill's Stake in His Firm" <i>The New York Times</i> , July 17, 2008		C			401, 403, HS, Auth.			
499.	Native file	E-058931	C			HS			
500.	RAM:55 Reseller Advocate Magazine, June 2006, pg. 42		C			HS, Auth., 401, 403			
501.	Ergotron Sales Summary		C						
502.	Letter from Bob to Jerry Benson re feedback on what Mass needs to do to be successful with Dell	BOB 000162-63	C			HS, Auth.			
503.	Fax from Les Kagan to Dell admitting that Mass should have paid more attention to the Dell account	DEL 002970	C						
504.	Mass Multiples Order Backlog	M 076473-80	C						
505.	Mass Multiples Order Backlog	M 076453-54	C						
506.	Mass Multiples Order Backlog	M 076460-61	C						
507.	Mass Multiples Order Backlog	M 076467-68	C						
508.	Mass Multiples Order Backlog	M 076479-80	C						
509.	Mass Multiples Order Backlog	M 074965-68	C						
510.	Mass Multiples Order Backlog	M 060295-97	C						
511.	E-mails between R. Wilk and Corey Bombay re status of order	M 080767-68	C			HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
512.	E-mails between J. Moscovitch and Brian Chong re promotion of Mass Multiples to various resellers	M 214969-70	C			HS, 401, 403			
513.	Ergotron Sales and Forecast Data.pdf		B			HS, Auth.			
514.	Mass Engineered Design Inc. Profit & Loss June 2001 through May 2007	M 215686-88	B						
515.	Customer Contact List – Printed from Mass EDI Quickbooks M157132		C						
516.	Mass EDI Sales, June 2001 through May 2007	M 148156-59	C						
517.	Mass Inc. – Management Discussion and Analysis for the Nine Month Period ended February 28, 2002	M 44692-94	C						
518.	Mass Inc. – Confidential Information Memorandum	M 38652-66	C						
519.	Mass Inc. – Management Discussion and Analysis for the Year ended May 31, 2002 and June 2002	M 159046-49	C						
520.	Mass Multiples – Strategic Business Summary – Through Third Quarter 2005	M 46089-98	C						
521.	All American and Mass Multiples – Strategic Relationship and Opportunities	M 45778-85	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
522.	Samsung and Mass Multiples – Strategic Relationship and Opportunities	M 45786-791	C						
523.	Coyle Corrugated Containers Inc. and Mass Multiples – Strategic Business Partnership	M 45792-97	C						
524.	CompUSA Strategic Launch Plan	M 45798-803; M 45804-10	C						
525.	ICG and Mass Multiples – Mutual Business Opportunity	M 45766-77	C						
526.	Mass Multiples Business Plan: Fiscal Years 2006-2010	M 45542-710	C						
527.	Mass Projected Statements of Earnings for the Years Ended May 31, 2003, 2004 and 2005	M 134975-135006	C						
528.	Mass Inc. – Comparative Projected Statements of Earnings for the Years ended May 31, 2004, 2005, 2006; Schedule of Projected Sales	M 156970-98	C						
529.	E-mail from Robbie Chikhani to Jerry Moscovitch regarding ramp up	M 176938-41	C			HS			
530.	Mass Multiples Two-Year Profit & Loss Forecast – From June 2006 to May 2008	M 45008	C						
531.	Mass Multiples Two-Year Forecast – From June 2006 through May 2008	M 178744-45	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
532.	E-mail from Temple Bates to Mike stating that Mass only sales stands with monitors	M 083757	C			HS			
533.	E-mails between Paul Weston to Temple Bates re quote for replacement AC Adapter	M 080216-17	C			HS			
534.	E-mails between Temple Bates and Laurie Schell at AIG re issues with monitors	M 080251-63	C			HS			
535.	E-mail from Ron Lane to info@massedi requesting info re adding a 4 th monitor	M 080336	C			HS			
536.	US Resellers	M 44647-53	C						
537.	Memo from Jim Weldon to Jerry M. and Mark P. re Dell Development Meeting	M 163163-64	B						
538.	Mass – Various Topics for Discussion: Situation with Dell	M 03666-702	B						
539.	E-mail from J. Moscovitch to J. Benson re Sales with Dell dropping off	M 38516	C						
540.	E-mail from J. Benson to R. Wilk forwarding e-mail from Alan Williams at Dell requesting assistance	M 061614-15	C			HS			
541.	Large Opportunities List	M 46913	C						
542.	Various White Papers on Multi-Screens	M 02937-3000	C						
543.	Office Depot – 2006 Marketing Plan for Mass	M 179059	A			HS, Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
544.	Executive Summary – Mass Multiples	M 132423	C						
545.	Mass Multiples: The Premier multi-Display Solution (from website)		C						
546.	“Our Product Line”	M 118234	C						
547.	Summary Brief: Mass Multiples	M 059758-61	C						
548.	“Why Mass Multiples?”	M 46712-14	C						
549.	Flat Panel Multiscreen Product Catalog; “Mass C Series Monitors”	M 118238-43; M 46597	C						
550.	Marketing pages from Massmultiples.com	M 50962-80	C						
551.	Mass Multiples Order Backlog	M 47729	C						
552.	E-mail from Jim Weldon to J. Moscovitch re Problems Mass is facing with relationship with Dell	M 111505-06	B			HS			
553.	E-mails from J. Moscovitch to B. Wichmann re Dell backlogged orders	M 159008-09	B						
554.	Short Term Order Fulfillment	M 03632-36	C						
555.	E-mail from Alec Lavictoire to R. Wilk forwarding e-mails re back orders	M 065419-22	C						
556.	E-mails between Lynda Ting and J. Moscovitch regarding changed interest in Mass	M 174672-73	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
557.	E-mails between Dickin Lam and Gil Broude re First batch of 215 units	M 076466	C			HS			
558.	E-mail from Dickin Lam to Gil Boude re problem with image quality	M 076458	C			HS			
559.	E-mails between R. Wilk and Maria Sofia re shipping product to customers	M 073961	C						
560.	E-mail from Maria Sofia to J. Benson & J. Moscovitch re Concerns that need to be resolved prior to sales meeting (w/handwritten notes)	M 158218	C			HS, Auth.			
561.	Mass Multiples Order Backlog	M 44487-99	C						
562.	E-mail from J. Benson to J. Moscovitch re Orders from ICG and product owed	M 177507	C						
563.	E-mails between Andrew Beintner and Sutter Medical Center re follow up on monitor sent in for repairs	M 061626-28	C			HS			
564.	E-mail from Robbie Chikhani to Jerry Moscovitch re needs for Tech Depot order and notification of Mass' removal from Dell's website	M 172185-86	C			HS			
565.	E-mails between Dell and Mass re ETA on order that has been outstanding since June	M 056702-04	C			HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
566.	E-mails between R. Wilk and Barbara Gouze of Chips Solutions re status of tri-screens for AIG	C 09-010	C			HS			
567.	E-mail Amit Mathradas at Dell to J. Moscovitch requesting Mass fill orders of products sold by Dell ASAP	M 48695-98	B			HS			
568.	E-mails between R. Wilk and John Hurry re price negotiations for 18" Dual	M 099882-83	C			HS			
569.	Summary of Sander Morris Harris orders from DEL-XLS 2653 & 2654		C			IDoc., HS, Auth.			
570.	Summary of Motor Cargo orders from DEL-XLS 2654		C			IDoc., HS, Auth.			
571.	E-mail from Megan Wagoner to Worldwide Employees re: DS100 Gets an Update	E-032136	B			HS			
572.	Letter from Janice Sweere to Joel Hazzard re royalty payments for 2005 and 2006, attaching Royalty Agreement between Harry Sweere and Ergotron, Inc.	E-034878-82	B			HS			
573.	Letter from Bob to Jerry Benson re recommendations on what Mass needs to do to be successful at Dell	M 101136-37	B			HS			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
574.	CDW 2006 Partner Designation Process, submitted by Ergotron (E-039920.9471)	E-039920.0094 69-503	C			HS			
575.	Presentation: "Selling Made Simple" by Ergotron (E-039920.006848)	E-039920.0068 47-74	C			HS			
576.	Presentation: "Selling Made Simple" by Ergotron (E-039920.002971)	E-039920.0029 70-88	C			HS			
577.	Presentation: "Increase Your Sales" by Ergotron (E-039920.009415)	E-039920.0094 15-49	C			HS			
578.	Presentation: "Selling Made Simple" by Ergotron	E-039920.0033 27-66	C			HS			
579.	Brochure: "Dell & Ergotron: Solutions for Education" (E-039920.001666)	E-039920.001 665-66	C			HS			
580.	E-mail from Deborah Holman to Randy Krohn attaching e-mail from ICG re end of relationship with Mass	DEL 001531- 32	A			HS, 401, 403			
581.	MainReportMay3101.xls		C			IDoc.			
582.	Bratic, Walter, et al., "Measuring Intellectual Property Portfolio Performance" Chapter 12, From Ideas to Assets – Investing Wisely in Intellectual Property, edited by Bruce Berman		C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
583.	Monolithic Power Systems, Inc. v. O2 Micro International Ltd., 476 F. Supp. 2d 1143 (N.D. Cal. 2007)		B			401, 403, Auth., HS			
584.	Micro Chemical, Inc. v. Lextron, Inc., et al., No. 2:9cv293, 1995 WL 17454477, (N.D. Texas)		B			401, 403, Auth., HS			
585.	Floyd v. Hefner, et al., Opinion & Order, Civil Action No. 03-5693, S.D. Texas, Houston Div.		B			401, 403, Auth., HS			
586.	Rockwell Technologies, LLC v. SDL, Inc., Memorandum and Order, Case No. C 95-01729, N.D. Cal.		B			401, 403, Auth., HS			
587.	Agreement for the Manufacture and Supply of Goods and Services	M138963- M138981	B						
588.	Article entitled "Why Has Mass Undergone Such A Drastic Drop In Sales In One Year And Incurred A Loss? What Caused This And What Will The Company Do To Bring Back Its Sales"	M131939- M131940	C			HS, Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
589.	590. M134899 – discusses Dell relationship, and requirements from Dell. “Financial constraints prohibiting Mass’ ability to leverage Dell relationship”					IDoc.			
591.	Office Memo re EDI Project Update Meeting Minutes for 9/7/94	M140788- M140789	C						
592.	Office Memo re EDI Project Update Meeting Minutes for 9/2/94	M140793- M140794	B						
593.	Office Memo re EDI Project Update Meeting Minutes for 8/26/94	M140799- M140800	C						
594.	Office Memo re EDI New Project Bloomberg Controller Chassis to Alex Chong from Mark Obermeyer	M142051	C						
595.	Amendment No.1 -- Agreement for the Manufacture and Supply of Goods and Services executed on 11/18/97 and purchase order # 40871	M143423- M143428	C						
596.	Memo dated 10/29/93 to P. Anthony et al. re Action Items L02 Project Meeting	M05303- M05307	C			HS, Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
597.	Invoice No. 534-93 dated 7/26/93 re LCD Display	M05901-M05903	B						
598.	Telephone Log dated 8/12/94 to J. Moscovitch from Al Jeffrey	M06948	B						
599.	Memo and Options list faxed to Bloomberg from Rich Robins dated 4/22/94	M06960-M06963	B			HS, Auth., 401, 403			
600.	Fax dated 6/28/94 to Tom Bago from Karel Caslavsky re Re-tooling Quote – re XGA	M07067-M07086	C						
601.	Agenda Meeting at Bloomberg 1/29/96 and discussion items from 1/23/96	M111607-M111616	B						
602.	Facsimile dated 11/14/95 from J. Moscovitch to Ed Duffy re phone conversation re LCD product	M111815	B						
603.	Memo dated 9/5/95 to Jerry from Alex re Summary of today's 3pm LCD2 Meeting	M111829	B						
604.	Design & Development Proposal for Bloomberg LCD2 Twin Display Terminal dated 5/31/95	M111881-M111888	A						
605.	Memo dated 7/13/95 from J. Moscovitch to EDI Staff re Job # 298	M112927-M112929	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
606.	Letter dated 2/22/99 from J. Moscovitch to Susan Friedlander re response to previous conversation re multiscreen systems	M109687- M109689	B						
607.	Memo dated 2/19/99 to Susan Friedlander re Goldman Sachs Conversation on 2/18/99	M109690- M109692	B						
608.	#280 II PAK	M110973- M110979	B						
609.	Project #283 LOX EMI	M110981- M110982	C						
610.	Installation Guide for Bloomberg Flat Panel (1996)	M111219- M111258	C			HS, Auth.			
611.	Note from Jerry to Ed redesign he sent Note from Ed Duffy to Jerry to split the shipment	M111340	B			HS			
612.	Facsimile from Alex Cong to Ed Duffy re revised booking features	M111378- M111379	B						
613.	BLP LCD II 5/17/95	M04353- M04370	A						
614.	Facsimile dated 10/16/95 from J. Moscovitch to Ed Duffy re drawings for Job # 298	M01787- M01796	C			Comp.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
615.	II PAK meeting minutes 9/27/94 at Bloomberg	M40618-M40622	C						
616.	Issues Needing Bloomberg Input Office Memos 8/30/94	M40624-M40650	C			Comp.			
617.	Bloomberg II PAK – 9/27/94	M41579-M41725	C						
618.	Facsimile dated 2/14/95 from Susan to J. Moscovitch et al. re II Pak Bulletin	M42696-M42698	C						
619.	Confidential Mass Multiples Sales Status – 2/11/00	M44662-M44670	C						
620.	MASS Multiples Flat Panel Multi-Screen Systems Business Plan – 7/21/99	M45218-M45372	C						
621.	MASS Multiples presentation – 10/10/02	M49426-M49459	C						
622.	Richard Coulson Engineering Notebook – 4/4/95 – 11/6/95	M152688-M152846	B			Rel., 403			
623.	Richard Coulson Engineering Notebook – 11/7/96-2/22/96	M153669-M153818	B			HS, Auth., Rel., 403			
624.	Al Castagna Engineering Notebook – 10/11/94 – 2/295	M152064-M152246	B			HS, Auth., Rel., 403			
625.	Al Castagna Engineering notebook – 2/3/95 – 5/17/95	M151883-M152063	B			HS, Auth., Rel. 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
626.	Jerry Moscovitch Engineer Notebook – 8/2-10/7/94	M144814- M144985	B			HS, Auth., Rel., 403			
627.	Jerry Moscovitch Engineering Notebook – 5/26/95 – 8/9/95	M145346- M145522	B			HS, Auth., Rel., 403			
628.	EDI Production Meeting Minutes for 10/24/95	M208427- M208428	B						
629.	Facsimile dated 2/27/96 from J. Moscovitch to Ed Duffy re proposed changes to the flat panel	M127666- M127671	B						
630.	Draft letter dated 2/19/99 to Susan Friedlander from J. Moscovitch re written response from attorneys	M127748- M127750	B						
631.	E-mail dated 2/19/99 from Susan Friedlander to Liana Hrynewich re badges	M129925	B			HS, Auth.			
632.	Letter dated 2/21/00 from J. Moscovitch to Susan Friedlander re parts list for Bloomberg LCD monitor	M129942	B						
633.	Draft memo dated 5/24/95 from Kevin Proffitt to Jerry Moscovitch and Alex Chong re Bloomberg LCDII Engineering Estimate	M208681	B						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
634.	EDI Invoice Report to Ed Duffy dated 5/3/95	M208749- M208764	B						
635.	EDI Invoice Reports to Susan Friedlander (1994)	M208766- M208769	C						
636.	EDI employee files	M215596- M215669	B						
637.	Alex Chong Engineer Notebook 1/95-4/95	M155045- M155229	B			HS, Auth., Rel, 403			
638.	Alex Chong Engineer Notebook 4/95-8/95	M156038- M156220	B			HS, Auth., Rel, 403			
639.	Joseph Arthurs Engineer Notebook 8/21/95 – 10/12/95	M148329- M148502	B			HS, Auth., Rel, 403			
640.	Joseph Arthurs Engineer Notebook 11/20/95 – 1/17/96	M148503- M148674	B			HS, Auth., Rel, 403			
641.	Article entitled “ The more panels, the merrier in new multiple-display systems” by Denise Deveau	M50694	B						
642.	Producing multi display systems in North America	M38838- M38842	B			HS, Auth.			
643.	E-mail dated 4/2/04 from Dickin Y. Lam to Patrick Braid with attached Mass 3 Year Business Plan	M075425- M075492	C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
644.	US Patent No. 5.589,288	No Bates Range	A						
645.	Facsimile dated 3/18/96 from Richard Coulson to Robert Novak re Job #298	M120553- M120561	B						
646.	Declaration of Jerry Moscovitch	M03036- M03041	B						
647.	Colored panel drawing	No bates number	C						
648.	Lab Notebook of Jerry Moscovitch	M144986- M145168	B			HS, Auth., Rel, 403			
649.	Lab Notebook of Jerry Moscovitch	M145169- M145345	B			HS, Auth., Rel, 403			
650.	Lab Notebook of Jerry Moscovitch	M146068- M146248	B			HS, Auth., Rel, 403			
651.	Lab Notebook of Jerry Moscovitch	M145523- M145704	B			HS, Auth., Rel, 403			
652.	Lab Notebook of Jerry Moscovitch	M145705- M145885	B			HS, Auth., Rel, 403			
653.	Lab Notebook of Jerry Moscovitch	M145886- M146067	B			HS, Auth., Rel, 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
654.	Lab Notebook of Jerry Moscovitch	M146249- M146425	B			HS, Auth., Rel, 403			
655.	Lab Notebook of Jerry Moscovitch	M146426- M146617	B			HS, Auth., Rel, 403			
656.	Lab Notebook of Jerry Moscovitch	M146618- M146792	B			HS, Auth., Rel, 403			
657.	Jerry Moscovitch	M146793- M146965	B			HS, Auth., Rel, 403			
658.	Lab Notebook of Jerry Moscovitch	M146966- M147147	B			HS, Auth., Rel, 403			
659.	Lab Notebook of Jerry Moscovitch	M147148- M147318	B			HS, Auth., Rel, 403			
660.	Lab Notebook of Jerry Moscovitch	M147319- M147498	B			HS, Auth., Rel, 403			
661.	Lab Notebook of Jerry Moscovitch	M147499- M147697	B			HS, Auth., Rel, 403			
662.	Lab Notebook of Jerry Moscovitch "Book 1"	M147698- M147794	B			HS, Auth., Rel, 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
663.	Lab Notebook of Jerry Moscovitch "Book 2"	M147795- M147872	C			HS, Auth., Rel, 403			
664.	Lab Notebook of Jerry Moscovitch "Book 3"	M147873- M147955	C			HS, Auth., Rel, 403			
665.	Lab Notebook of Jerry Moscovitch "Book 4"	M147956- M148057	C			HS, Auth., Rel, 403			
666.	Lab Notebook of Jerry Moscovitch	M148058- M148155	C			HS, Auth., Rel, 403			
667.	Lab Notebook of Joseph Arthurs	M148675- M148849	C			HS, Auth., Rel, 403			
668.	Lab Notebook of Joseph Arthurs	M149047- M149217	C			HS, Auth., Rel, 403			
669.	Lab Notebook of Joseph Arthurs	M149304- M149483	C			HS, Auth., Rel, 403			
670.	Lab Notebook	M150177- M150208	B			HS, Auth., Rel, 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
671.	Lab Notebook	M150394- M150583	C			HS, Auth., Rel, 403			
672.	Lab Notebook	M150584- M150676	B			HS, Auth., Rel, 403			
673.	Lab Notebook	M150981- M51163	C			HS, Auth., Rel, 403			
674.	Lab Notebook of R. Allen	M152247- M152429	C			HS, Auth., Rel, 403			
675.	Lab Notebook of R. Allen	M152430- M152607	C			HS, Auth., Rel, 403			
676.	Lab Notebook of A. Castegna	M151327- M151511	C			HS, Auth., Rel, 403			
677.	Lab Notebook of A. Castagna	M151699- M151882	C			HS, Auth., Rel, 403			
678.	Lab Notebook of A. Castagna	M151512- M151698	C			HS, Auth., Rel, 403			
679.	Lab Notebook of R. Coulson	M152687- M152846	B			HS, Auth., Rel, 403			
680.	Lab Notebook of R. Coulson	M152935- M153028	B			HS, Auth., Rel, 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
681.	Lab Notebook of R. Coulson	M152608- M152686	B			HS, Auth., Rel, 403			
682.	Lab Notebook of Sergio Malorni	M154495- M154679	C			HS, Auth., Rel, 403			
683.	Lab Notebook of Sergio Malorni	M154015- M154199	C			HS, Auth., Rel, 403			
684.	Lab Notebook of Sergio Malorni	M154200- M154494	C			HS, Auth., Rel, 403			
685.	Lab Notebook of A. Chong "Vol. 2"	M156605- M156783	B			HS, Auth., Rel, 403			
686.	Lab Notebook of A. Chong	M154863- M155044	B			HS, Auth., Rel, 403			
687.	Lab Notebook of A. Chong "Book #5"	M156784- M156969	B			HS, Auth., Rel, 403			
688.	Lab Notebook of T. Grewal	M155253- M155320	B			HS, Auth., Rel, 403			
689.	Lab Notebook of M. Sadowski	M155321- M155625	B			HS, Auth., Rel, 403			
690.	Lab Notebook	M156221- M156407				HS, Auth., Rel, 403			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
691.	Lab Notebook	M144874- M154951	C			HS, Auth., Rel, 403			
692.	Plaintiffs' First Amended Responses to Ergotron's First Set of Interrogatories.		A						
693.	Mass Excel Shipped Logs		A						
694.	Dell Form 10K filed 10/30/07	DEL 120652-865	B			HS			
695.	Dell Form 10K filed 03/08/05	DEL 120895-936	B			HS			
696.	Dell Form 10K filed 03/31/08	DEL 125142-319	B			HS			
697.	Handwritten note regarding Distribution	M03494- M03519	B						
698.	Exhibit 2 to the deposition of Sean Roarty taken April 29, 2008		A						
699.	email from Tony Grewal to Susan Friedlander	M138945- 46	B						
700.	letter from Jerry Moscovitch to Susan Friedlander	BLP 00080	B			Auth.			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
701.	Handwritten notes re: Bloomberg Guidance on booking an tilting	M05684	B			HS, Auth., 401, 403			
702.	Exhibit 15 to the deposition of Sean Roarty taken April 29, 2008	M198271	A			HS, Auth., 401, 403			
703.	Exhibit 13 to the deposition of Sean Roarty taken April 29, 2008		A			HS, Auth., 401, 403			
704.	Plaintiffs' Responses to DMLP's First Set of Interrogatories 7-23- 07		B						
705.	Plaintiff's Second Amended Responses to DMLP's First Set of Interrogatories 3-31-08		B						
706.	Plaintiff's Third Amended Responses to DMLP's First Set of Interrogatories 7-22-08		B						
707.	Plaintiff's Responses to DMLP's Second Set of Interrogatories 5- 5-08		B						
708.	Plaintiff's Responses to DMLP's First Set of Requests for Admissions 5-5-08		A						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
709.	Plaintiff Mass Engineered Design, Inc.'s Responses to Dell and DMLP's Special Interrogatories (1-25) 8-27-08		B						
710.	Plaintiff Mass Engineered Design, Inc. and Jerry Moscovitch's Initial Disclosures 2-27-07		B						
711.	Plaintiff Mass Engineered Design, Inc. and Jerry Moscovitch's Second Amended Disclosures 8-21-08		B						
712.	Plaintiff Mass Engineered Design, Inc. and Jerry Moscovitch's Third Amended Disclosures 9-5-08		B						
713.	Stipulation between Plaintiffs Mass Engineered Design, Inc. and Jerry Moscovitch and Defendants and Counterclaimants Dell Inc. and Dell Marketing, L.P.		A						
714.	Plaintiffs' Disclosure Under Local Patent Rule 3-1(f) 2-2-07		C						
715.	Plaintiffs' Preliminary 3-1 Infringement Contentions (Equivalence) for Defendant Dell Inc.'s Products 2-2-07		C						

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
716.	Plaintiffs' Preliminary 3-1 Infringement Contentions for Defendant Dell Inc.'s Products (literal) 2-2-07		C						
717.	Plaintiffs' First Amended 3-1 Infringement Contentions (Equivalence) for Defendant Dell Inc.'s Products 7-9-08		C						
718.	Plaintiffs' First Amended 3-1 Infringement Contentions (Literal) for Defendant Dell Inc.'s Products 7-9-08		C						
719.	Computation of Any Category of Damages Claimed by Plaintiffs: Paragraph 3(c) 2-27-07		C						
720.	Physical Exhibit – Dell Ultrasharp 1708FP 17 inch Flat Panel Monitor with Height Adjustable Stand		B			401, 403, Auth.			
721.	Email from Ray Wilk to John McCall re: i-Power	M 100059 - 060	B			HS			
722.	Email from Robbie Chikhani to Jerry Moscovitch re: Vendor Meeting	M 172382 – 393	B			HS			
723.	Purchase Order between Mass Multiples and Peerless Industries, Inc. dated	M 215693 - 215694	B						
724.	Email from Walt Bratic to Justin Nelson re: Patent dated 9/5/08	Bratic 4856	B			403, 401			

Def Ex No	Description	Bates No.	Cat.	Marked	Offered	Objection	Admitted	Date	Witness
725.	Best Brand and Customer Satisfaction Awards Web Page from Dell website		B			Auth., HS, 401, 403			
726.	Listing of Dell Inc. company patents from Dell Website		B			401, 403, Auth., HS			
727.	Technology Business Research, Inc. report re: Notebooks: Corporate IT Buying Behavior & Customer Satisfaction Study 8/27/08		B			401, 403, Auth., HS			
728.	Logitech X-140 Computer Speakers		B			401, 403, Auth.			
729.	Logitech VX Revolution Laser Laptop Mouse		B			401, 403, Auth.			
730.	Dell Inspiron 1525 Laptop		B			401, 403, Auth.			
731.	Dell Inspiron 530 (Vista) Desktop		B			401, 403, Auth.			
732.	Dell Invention Disclosure 4/19/93	DEL 125083 - 125086	B			401, 403, Auth.			
733.	Prior Art search results 6/11/93	DEL 125087 - 125127	B			401, 403, Auth.			
734.	Physical Exhibit – shower head w/ball and socket joint		B			401, 403, Auth.			
735.	Physical Exhibit – Door hinge		B			401, 403, Auth.			
736.	Handwritten Notes	M112846- M112860	B			401, 403, Auth.			

Dated: October 20, 2008

/s/ Justin A. Nelson
Max L. Tribble, Jr., State Bar No. 20213950
SUSMAN GODFREY L.L.P.
1000 Louisiana Street, Suite 5100
Houston, Texas 77002
Telephone: (713) 651-9366
Facsimile: (713) 654-6666
mtribble@susmangodfrey.com

Lead Attorney for Jerry Moscovitch and
MASS Engineered Design, Inc.

OF COUNSEL:

Justin A. Nelson, State Bar No. 24034766
SUSMAN GODFREY L.L.P.
1201 Third Avenue, Suite 3800
Seattle, Washington 98101-3000
Telephone: (206) 516-3880
Facsimile: (206) 516-3883
jnelson@susmangodfrey.com

Stephen F. Schlather, State Bar No. 24007993
SUSMAN GODFREY L.L.P.
1000 Louisiana Street, Suite 5100
Houston, Texas 77002
Telephone: (713) 651-9366
Facsimile: (713) 654-6666
sschlather@susmangodfrey.com

Otis W. Carroll
State Bar No. 03895700
IRELAND, CARROLL & KELLEY, P.C.
6101 S. Broadway, Suite 500
P. O. Box 7879
Tyler, Texas 75711
Telephone: (903) 561-1600
Facsimile: (903) 561-1071
nancy@icklaw.com

Franklin Jones, Jr., State Bar No. 00000055
JONES & JONES, INC., P.C.
201 West Houston Street
P. O. Drawer 1249
Marshall, Texas 75671-1249
Telephone: (903) 938-4395
Facsimile: (903) 938-3360
maizieh@millerfirm.com

Gregory L. Maag, State Bar No. 12748500
Jonathan M. Harris, State Bar No. 00796713
CONLEY ROSE, P.C.
600 Travis Street, Suite 7100
Houston, Texas 77002
Telephone: (713) 238-8000
Facsimile: (713) 238-8088
gmaag@conleyrose.com
jharris@conleyrose.com

S. Calvin Capshaw, State Bar No. 03783900
Elizabeth L. DeRieux, State Bar No. 05770585

CAPSHAW DERIEUX, LLP

1127 Judson Road, Suite 220

P. O. Box 3999

Longview, Texas 75601-5157

Telephone: (903) 236-9800

Facsimile: (903) 236-8787

ccapshaw@capshawlaw.com

ederieux@capshawlaw.com

Robert M. Parker, State Bar No. 15498000

Christopher Bunt, State Bar No. 00787165

Charles Ainsworth, State Bar No. 00783521

PARKER, BUNT & AINSWORTH, P.C.

100 E. Ferguson, Suite 1114

Tyler, Texas 75702

Telephone: (903) 531-3535

rmparker@pbatyler.com

rbunt@pbatyler.com

charley@pbatyler.com

Attorneys for Jerry Moscovitch and
MASS Engineered Design, Inc.

LEGEND FOR OBJECTIONS TO TRIAL EXHIBITS

Auth. = Authenticity

Comp. = Denotes that the trial-exhibit list and/or the proposed trial exhibit itself is a compilation of numerous documents. For example, CSAV has produced a trial-exhibit list with a single entry that ostensibly covers over 150 trial exhibits, and has described them simply as exhibits at depositions of the named inventor of the patent-in-suit. That lumping of multiple exhibits into one trial-exhibit-list entry frustrates the purpose of serving such a list between parties, and does not permit Mass to respond with individualized objections. For further example, even in other instances where CSAV logged one exhibit-list entry for one exhibit, the individual exhibits themselves are large collections of multiple documents – some individual exhibits including disparate e-mail chains, product brochures, spreadsheet print-outs, publication excerpts, etc. It is impossible for Mass to lodge objections to singularly identified exhibit numbers when those numbers each correspond to a broad array of multiple documents.

Equitable = Exhibits objected to as “Equitable” are irrelevant to the merits of the case that will be before the jury, and relate exclusively to equitable issues that are reserved for the Court.

Found. = Foundation

HS = Hearsay objection

IDoc. = incomplete document

Ill. = Denotes that a proposed trial exhibit is illegible. Defendant CSAV apparently minimized the size of certain trial-exhibit pages and/or used extremely low-grade resolution parameters when converting those pages into trial exhibits. The result is that a substantial portion of CSAV’s proposed trial exhibits are impossible to read. Mass objects to them on that basis, which in the alternative may be considered (i) a “best evidence” objection, because it is not “best evidence” of anything to show the jury documents that are undiscernable; and/or (ii) an authenticity objection, because the documents in question appear to have been altered in some fashion by litigation counsel.

MIL = Subject of a proposed motion in limine as of the date of service of these objections

NBE = Not best evidence

Priv. = Privileged

Rel. = Relevance (401, 402)

UProd. = Untimely production

401 = Federal Rules of Evidence Rule 401 objection

402 = Federal Rules of Evidence Rule 402 objection

403 = Federal Rules of Evidence Rule 403 objection

408 = Federal Rules of Evidence Rule 408 objection

701 = Federal Rules of Evidence Rule 701 objection

1006 = Noncompliance with Rule 1006 of the Federal Rules of Evidence